



Xiaomin Wu (Emma)

Senior Associate

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Languages

- Chinese
- English

Education

- LL.B (First Class Honor), Beijing Foreign Studies University, China

Professional Qualifications

- PRC Licensed Lawyer

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Profile

Xiaomin is a senior associate at Kudun and Partners Limited with over five years of experience as a corporate lawyer in China and four years practicing experience in Thailand. Her significant experience lies in advising both Chinese and foreign clients with their investments in Thailand and China on investment structure and regulatory compliance. She has experience across multiple industries, including industrial real estate, construction and engineering, automobile, manufacturing, food and beverages, and financial services.

Areas of Expertise

- Corporate and M&A
- Foreign direct investment

Professional Experience

- Legal Manager, Liando Investment Group
- Associate, Beijing Allied Law Firm

Practice Focus

A selection of matters in which Xiaomin has been involved include:

Foreign Direct Investment

- Advising Chinese listed companies, state owned companies and other extensive Chinese companies from multiple industries on foreign investment in Thailand, including the Foreign Business Act, the Board of Investment Promotion, incentives provided by the Industrial Estate Authority of Thailand, and registration and licensing requirements.
- Advising on extensive multi-national companies in full set of foreign entry set up, including regulatory advisory, BOI application, reviewing and negotiating on the land sale and purchase agreement, EPCM contact and construction contract, employment and labor management contracts, work rules and compliance training.
- Advising one of Thailand's petrochemical conglomerate that specializes in synthesizing olefins and aromatics on foreign direct investment in China, including foreign business restriction, incorporation implementation and regulatory advisories of doing business in China.


- Advising Line Man (Thailand) Company Limited regarding partial business transfer in China and guiding through, assisting on the implementation of the whole business transfer project.

Corporate and M&A

- Representing an Asia-based online delivery service technology company regarding shareholding restructuring advisory and implementation, issuing legal opinion regarding its Thailand legal entities for the purpose of its US listing.
- Representing a Thailand based e-marketing online service technology company regarding business model license and permits advisory and application, as well as conducting legal due diligence and issuing legal opinion regarding its Thailand legal entities for the purpose of its HK listing.
- Representing an Asia-based logistic company in majority interest acquisition of a BVI company having southeast Asia multiple business existences, including advising and implementing shareholding structuring, due diligence in several juristic regions and transaction documents.
- Representing a Chinese leading smart locker solution service provider in its entry into Thailand market and advising on its joint venture with two Thailand logistic conglomerates.
- Representing a Chinese leading payment gateway company in acquiring a BOI promoted payment facilitating company and advising on the payment licenses regulations.
- Representing a Chinese real estate conglomerate in its joint venture with a Cuban state-owned enterprise (SOE) to develop hotel estates in both Shanghai, China and Havana, Cuba.
- Representing a leading wholly foreign-owned enterprise (WFOE) automobile wiring company on its shares sale of a subsidiary to a Chinese SOE including conducting antitrust declaration process.
- Representing a top industrial estate operator in various merger and acquisition projects including devising and implementing optimum transaction structures involving over 15 industrial estates..
- Representing several private equity companies in filing for legal compliance registration with the Asset Management Association of China (AMAC).

Dispute Resolution

- Assisting China State Construction Engineering (Thailand) Co., Ltd., the Thailand subsidiary of the Chinese construction conglomerate, in filing administrative case against Expressway Authority of Thailand regarding a prominent expressway project bidding.
- Assisting Sany Group Co., Ltd., one of the largest Chinese heavy machine manufacturer company in Thailand Supreme Court stage on a trademark dispute case against Daimler AG, the owner of “Mercedes-Benz” trademark.

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- Assisting the client, a subsidiary company of the Jiangxi Provincial Water Resources Bureau in the Jiangxi province, China in construction business of facilities, utility systems and other civil engineering projects involved in water – on an Engineering, Procurement and Construction litigation case, as well as the enforcement stage against a local Thai company.
 - Assisting a Thailand leading real estate developer against a China state-owned construction company and its Thai subsidiary in a complicated and multi-jurisdiction involved construction contract dispute and guarantee contract dispute in the China International Economic and Trade Arbitration Commission (the “CIETAC”).
 - Representing one of the Chinese leading herbal tea manufacturers in a nationwide high profile false advertising dispute against its major competitor in the supreme court of China.